



**Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section**

**3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-5253**

Public Participation Opportunities

April 25, 2008

Public Notice M2008-07

Last Day to Submit Comments: May 28, 2008

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Coal Proposed Reissuances

Applicant	Dalco Coal of Tennessee, LLC
Facility	Popular Creek Mine
NPDES Permit Number	TN0063274
County	Morgan
Street Address	Highway 62
City	Coalfield
Zip	37719
Description of Activity	Active underground coal mine
Receiving Stream	Hundred Acre Hollow
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°03'39"
Facility Longitude	84°23'13"
Permit Writer	DAT

Applicant	LCC Tennessee, LLC
Facility	Brimstone and Sterling Tipples
NPDES Permit Number	TN0053651
County	Scott
Street Address	Brimstone Road
City	Robbins
Zip	37852
Description of Activity	Coal tipple and preparation plant
Receiving Streams	Brimstone Creek and Hutson Branch
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°17'12"
Facility Longitude	84°29'39"
Permit Writer	MRR

Applicant **National Coal Corporation**
Facility **Deep Mine 4**
NPDES Permit Number **TN0066109**
County Campbell
Street Address Massengale Mountain
City Smoky Junction
Zip 37756
Description of Activity Reclaimed underground coal mine
Receiving Stream Unnamed tributary to East Prong of Nicks Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°17'02"
Facility Longitude 84°17'43"
Permit Writer MRR

Applicant **National Coal Corporation**
Facility **Deep Mine 10**
NPDES Permit Number **TN0076180**
County Campbell
Street Address Cross Mountain
City Caryville
Zip 37714
Description of Activity Reclaimed underground coal mine
Receiving Stream Wet weather conveyance to unnamed tributary to Cove Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°18'40"
Facility Longitude 84°15'40"
Permit Writer MRR

Applicant **Regency Coal Company, Inc.**
Facility **Area #1**
NPDES Permit Number **TN0052591**
County Cumberland
Street Address State Highway 68
City Crossville
Zip 38555
Description of Activity Reclaimed surface coal mine
Receiving Stream Wet weather conveyance to Goodstock Branch
Effluent Description Treated wastewater and storm water
Facility Latitude 35°51'55"
Facility Longitude 84°57'02"
Permit Writer DAT

Non-Coal Proposed Reissuances

Applicant	Berry Hills Corporation
Facility	Quarry 1
NPDES Permit Number	TN0076201
County	Hawkins
Street Address	Route 94
City	Camelot
Zip	37857
Description of Activity	Sand and gravel mining and processing
Receiving Stream	Little Poor Valley Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°26'09"
Facility Longitude	83°05'04"
Permit Writer	KBG
Applicant	East Tennessee Industries, Inc.
Facility	Asbury Project, Area 1
NPDES Permit Number	TN0063657
County	Knox
Street Address	North and South of Cinder Lane and NE of Marbledale
City	Knoxville
Zip	37920
Description of Activity	Limestone mining and processing
Receiving Stream	Unnamed tributary to Sand Branch
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°58'01"
Facility Longitude	83°49'02"
Permit Writer	KBG
Applicant	East Tennessee Zinc Company, LLC
Facility	Coy Mine
NPDES Permit Number	TN0001732
County	Jefferson
Street Address	420 East Broadway Boulevard
City	Jefferson City
Zip	37760
Description of Activity	Underground zinc mining
Receiving Stream	Mossy Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°07'23"
Facility Longitude	83°28'43"
Permit Writer	SJT

Applicant **Roberson Rock**
Facility **Roberson Pit**
NPDES Permit Number **TN0072001**
County Obion
Street Address Gravel Pit Road (Kendall-Davis Road)
City Hornbeak
Zip 38232
Description of Activity Construction sand and gravel mining
Receiving Stream Richland Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°19'05"
Facility Longitude 89°15'41"
Permit Writer SJT

Applicant **Vulcan Construction Materials, LP**
Facility **Clifton Quarry**
NPDES Permit Number **TN0071960**
County Wayne
Street Address 1750 Linden Highway
City Clifton
Zip 38425
Description of Activity Limestone mining and processing
Receiving Streams Unnamed tributary to Beech Creek, Tennessee River, Unnamed
tributary to Tennessee River
Effluent Description Treated wastewater and storm water
Facility Latitude 35°24'45"
Facility Longitude 87°58'15"
Permit Writer KBG

Non-Coal Proposed Modification

Applicant **Sequatchie Concrete Service**
Facility **Sand Switch Mine**
NPDES Permit Number **TN0065897**
Counties Marion & Franklin
Street Address Hwy 56, Winchester Road
City Monteagle
Zip 38356
Description of Activity Construction sand and gravel mining and processing
Receiving Stream Unnamed tributary to Wildcat Branch
Effluent Description Treated wastewater and storm water
Facility Latitude 35°12'57"
Facility Longitude 85°51'56"
Permit Writer SJT

Non-Coal Proposed Modification/Reissuance

Applicant	Rogers Group, Inc.
Facility	Pulaski Quarry
NPDES Permit Number	TN0056421
County	Giles
Street Address	2212 Bethel Road
City	Pulaski
Zip	38478
Description of Activity	Limestone mining and processing
Receiving Streams	Donahue Branch and Everly Branch
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°08'40"
Facility Longitude	87°03'04"
Permit Writer	SJT

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Kimberley.Reardon@state.tn.us or call (865) 594-5619 to schedule an appointment for the review(s).

List of Permit Writers

KBG	Kristen Gettelfinger	865-594-5545	Kristen.Gettelfinger@state.tn.us
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DAT	Dave Turner	865-594-5541	Dave.Turner@state.tn.us

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).